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8 **BEFORE THE**  
9 **BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2013-219

13 **LISA RENEE WALKER AKA LISA**  
14 **RATLIFF WALKER**

**DEFAULT DECISION AND ORDER**

15 7130 Hwy 80  
16 Vicksburg, MS 39180

[Gov. Code, §11520]

17 Registered Nurse License No. 739009

18 Respondent.

19 **FINDINGS OF FACT**

20 1. On or about September 27, 2012, Complainant Louise R. Bailey, M.Ed., R.N., in her  
21 official capacity as the Executive Officer of the Board of Registered Nursing, Department of  
22 Consumer Affairs, filed Accusation No. 2013-219 against Lisa Renee Walker aka Lisa Ratliff  
23 Walker ("Respondent") before the Board of Registered Nursing. (Accusation attached as Exhibit  
24 A.)

25 2. On or about October 27, 2008, the Board of Registered Nursing ("Board") issued  
26 Registered Nurse License No. 739009 to Respondent. The Registered Nurse License expired on  
27 January 31, 2010, and has not been renewed.  
28

1       3.    On or about September 27, 2012, Respondent was served by Certified and First Class  
2 Mail copies of the Accusation No. 2013-219, Statement to Respondent, Notice of Defense,  
3 Request for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6,  
4 and 11507.7) at Respondent's address of record which, pursuant to California Code of  
5 Regulations, title 16, section 1409.1, is required to be reported and maintained with the Board.  
6 Respondent's address of record was and is:

7       7130 Hwy 80  
8       Vicksburg, MS 39180.

9       4.    Service of the Accusation was effective as a matter of law under the provisions of  
10 Government Code section 11505, subdivision (c) and/or Business & Professions Code section  
11 124.

12       5.    As of October 25, 2012, neither the Certified Mail nor the First class mail referenced  
13 in paragraph 3 were returned as undeliverable.

14       6.    Government Code section 11506 states, in pertinent part:

15           (c) The respondent shall be entitled to a hearing on the merits if the respondent  
16 files a notice of defense, and the notice shall be deemed a specific denial of all parts  
17 of the accusation not expressly admitted. Failure to file a notice of defense shall  
18 constitute a waiver of respondent's right to a hearing, but the agency in its discretion  
19 may nevertheless grant a hearing.

20       7.    Respondent failed to file a Notice of Defense within 15 days after service upon her of  
21 the Accusation, and therefore waived her right to a hearing on the merits of Accusation No. 2013-  
22 219.

23       8.    California Government Code section 11520 states, in pertinent part:

24           (a) If the respondent either fails to file a notice of defense or to appear at the  
25 hearing, the agency may take action based upon the respondent's express admissions  
26 or upon other evidence and affidavits may be used as evidence without any notice to  
27 respondent.

28       9.    Pursuant to its authority under Government Code section 11520, the Board finds  
Respondent is in default. The Board will take action without further hearing and, based on the  
relevant evidence contained in the Default Decision Evidence Packet in this matter, as well as  
taking official notice of all the investigatory reports, exhibits and statements contained therein on

1 file at the Board's offices regarding the allegations contained in Accusation No. 2013-219, finds  
2 that the charges and allegations in Accusation No. 2013-219, are separately and severally, found  
3 to be true and correct by clear and convincing evidence.

4 10. Taking official notice of its own internal records, pursuant to Business and  
5 Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation  
6 and Enforcement is \$867.50 as of October 29, 2012.

7 DETERMINATION OF ISSUES

8 1. Based on the foregoing findings of fact, Respondent Lisa Renee Walker aka Lisa  
9 Ratliff Walker has subjected her Registered Nurse License No. 739009 to discipline.

10 2. The agency has jurisdiction to adjudicate this case by default.

11 3. The Board of Registered Nursing is authorized to revoke Respondent's Registered  
12 Nurse License based upon the following violations alleged in the Accusation which are supported  
13 by the evidence contained in the Default Decision Evidence Packet in this case.

14 a. Respondent is subject to disciplinary action under section 2761, subdivision (a)(4) of  
15 the Code in that on or about July 29, 2011, the State of Mississippi Board of Nursing  
16 ("Mississippi Board") disciplined Respondent's license to practice nursing in that state when the  
17 Mississippi Board approved and accepted the voluntary surrender of Respondent's license and  
18 privilege to practice nursing in that state in the disciplinary matter entitled *In the Matter of*  
19 *Mississippi License No. R-863095, issued to Lisa Ratliff Walker*. The circumstances underlying  
20 the disciplinary action by the Mississippi Board are that Respondent engaged in unprofessional  
21 conduct in that she was possessed, obtained, furnished or administered drugs. The conduct  
22 underlying the disciplinary action is described in more particularity in Accusation No. 2013-219,  
23 hereby incorporated by reference.

24 b. Respondent is subject to disciplinary action under section 2761, subdivision (a)(4) of  
25 the Code on the grounds of unprofessional conduct in that Respondent possessed, obtained,  
26 furnished or administered drugs, tested positive for morphine while working at Delta Regional  
27 Medical Center and falsified or in a repeatedly negligent manner made incorrect entries or failed  
28

1 to make essential entries on records. The conduct underlying the disciplinary action is described  
2 in more particularity in Accusation No. 2013-219, hereby incorporated by reference.

3 c. Respondent is subject to disciplinary action under section 2761, subdivision (a) of the  
4 Code as defined by section 2762, subdivision (b) of the Code in that Respondent used morphine  
5 to an extent or in a manner dangerous or injurious to herself, others or the public. The  
6 transgressions are is described in more particularity in Accusation No. 2013-219, hereby  
7 incorporated by reference.

8 d. Respondent is subject to disciplinary action under section 2761, subdivision (a) of the  
9 Code as defined in section 2762, subdivision (e) of the Code in that Respondent falsified or in a  
10 repeatedly negligent manner made incorrect entries or failed to make essential entries on records  
11 while working at St. Dominic/Jackson Memorial Hospital in Jackson, Mississippi. The  
12 transgressions are is described in more particularity in Accusation No. 2013-219, hereby  
13 incorporated by reference.

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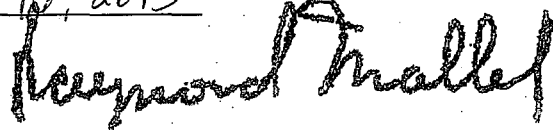
**ORDER**

IT IS SO ORDERED that Registered Nurse License No. 739009, heretofore issued to Respondent Lisa Renee Walker aka Lisa Ratliff Walker, is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on February 15, 2013.

It is so ORDERED January 16, 2013



FOR THE BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS

51184912.DOC  
DOJ Matter ID:LA2012507695

Attachment:  
Exhibit A: Accusation

# Exhibit A

Accusation

1 KAMALA D. HARRIS  
Attorney General of California  
2 GLORIA A. BARRIOS  
Supervising Deputy Attorney General  
3 KATHERINE MESSANA  
Deputy Attorney General  
4 State Bar No. 272953  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-2554  
6 Facsimile: (213) 897-2804  
*Attorneys for Complainant*

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8 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
9 **STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. *2013 - 219*

11 **LISA RENEE WALKER AKA LISA**  
12 **RATLIFF WALKER**

**A C C U S A T I O N**

13 7130 Hwy 80  
14 Vicksburg, MS 39180

15 Registered Nurse License No. 739009

16 Respondent.

17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her  
20 official capacity as the Executive Officer of the Board of Registered Nursing, Department of  
21 Consumer Affairs.

22 2. On or about October 27, 2008, the Board of Registered Nursing issued Registered  
23 Nurse License Number 739009 to Lisa Renee Walker aka Lisa Ratliff Walker ("Respondent").  
24 The Registered Nurse License expired on January 31, 2010, and has not been renewed.

25 **JURISDICTION AND STATUTORY PROVISIONS**

26 3. This Accusation is brought before the Board of Registered Nursing ("Board"),  
27 Department of Consumer Affairs, under the authority of the following laws. All section  
28

1 references are to the Business and Professions Code ("Code") unless otherwise indicated.

2 4. Section 2750 of the Code provides, in pertinent part, that the Board may discipline  
3 any licensee, including a licensee holding a temporary or an inactive license, for any reason  
4 provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5 5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license  
6 shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the  
7 licensee or to render a decision imposing discipline on the license. Section 2811(b) of the Code  
8 provides, in pertinent part, that the Board may renew an expired license at any time within eight  
9 years after the expiration.

10 6. Section 118, subdivision (b), of the Code provides that the suspension, expiration,  
11 surrender or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a  
12 disciplinary action during the period within which the license may be renewed, restored, reissued  
13 or reinstated.

14 7. Section 2761 of the Code states, in pertinent part:

15 "The board may take disciplinary action against a certified or licensed  
16 nurse or deny an application for a certificate or license for any of the following:

17 (a) Unprofessional conduct, which includes, but is not limited to, the  
18 following:

19 ...

20 (4) Denial of licensure, revocation, suspension, restriction, or any other  
21 disciplinary action against a health care professional license or certificate by another  
22 state or territory of the United States, by any other government agency, or by another  
23 California health care professional licensing board. A certified copy of the decision  
24 or judgment shall be conclusive evidence of that action."

25 8. Section 2762 of the Code states, in pertinent part:

26 "In addition to other acts constituting unprofessional conduct within the  
27 meaning of this chapter [the Nursing Practice Act], it is unprofessional conduct for a  
28 person licensed under this chapter to do any of the following:

...  
26

27 (b) Use any controlled substance as defined in Division 10 (commencing  
28 with Section 11000) of the Health and Safety Code, or any dangerous drug or  
dangerous device as defined in Section 4022, or alcoholic beverages, to an extent or  
in a manner dangerous or injurious to himself or herself, any other person, or the  
public or to the extent that such use impairs his or her ability to conduct with safety to



the public the practice authorized by his or her license.

...

(e) Falsify, or make grossly incorrect, grossly inconsistent, or unintelligible entries in any hospital, patient, or other record pertaining to the substances described in subdivision (a) of this section."

#### **COST RECOVERY**

9. Section 125.3 of the Code provides:

"(a) Except as otherwise provided by law, in any order issued in resolution of a disciplinary proceeding before any board within the department or before the Osteopathic Medical Board, upon request of the entity bringing the proceeding, the administrative law judge may direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

(b) In the case of a disciplined licentiate that is a corporation or a partnership, the order may be made against the licensed corporate entity or licensed partnership.

(c) A certified copy of the actual costs, or a good faith estimate of costs where actual costs are not available, signed by the entity bringing the proceeding or its designated representative shall be prima facie evidence of reasonable costs of investigation and prosecution of the case. The costs shall include the amount of investigative and enforcement costs up to the date of the hearing, including, but not limited to, charges imposed by the Attorney General.

(d) The administrative law judge shall make a proposed finding of the amount of reasonable costs of investigation and prosecution of the case when requested pursuant to subdivision (a). The finding of the administrative law judge with regard to costs shall not be reviewable by the board to increase the cost award. The board may reduce or eliminate the cost award, or remand to the administrative law judge if the proposed decision fails to make a finding on costs requested pursuant to subdivision (a).

(e) If an order for recovery of costs is made and timely payment is not made as directed in the board's decision, the board may enforce the order for repayment in any appropriate court. This right of enforcement shall be in addition to any other rights the board may have as to any licentiate to pay costs.

(f) In any action for recovery of costs, proof of the board's decision shall be conclusive proof of the validity of the order of payment and the terms for payment.

(g) (1) Except as provided in paragraph (2), the board shall not renew or reinstate the license of any licentiate who has failed to pay all of the costs ordered under this section.

(2) Notwithstanding paragraph (1), the board may, in its discretion, conditionally renew or reinstate for a maximum of one year the license of any licentiate who demonstrates financial hardship and who enters into a formal agreement with the board to reimburse the board within that one-year period for the unpaid costs.

1 (h) All costs recovered under this section shall be considered a  
2 reimbursement for costs incurred and shall be deposited in the fund of the board  
recovering the costs to be available upon appropriation by the Legislature.

3 (i) Nothing in this section shall preclude a board from including the  
4 recovery of the costs of investigation and enforcement of a case in any stipulated  
settlement.

5 (j) This section does not apply to any board if a specific statutory  
6 provision in that board's licensing act provides for recovery of costs in an  
administrative disciplinary proceeding.

7 (k) Notwithstanding the provisions of this section, the Medical Board of  
8 California shall not request nor obtain from a physician and surgeon, investigation  
9 and prosecution costs for a disciplinary proceeding against the licensee. The board  
shall ensure that this subdivision is revenue neutral with regard to it and that any loss  
10 of revenue or increase in costs resulting from this subdivision is offset by an increase  
in the amount of the initial license fee and the biennial renewal fee, as provided in  
subdivision (e) of Section 2435."

#### 11 **FIRST CAUSE FOR DISCIPLINE**

##### 12 **(Disciplinary Action by the State of Mississippi Board of Nursing)**

13 10. Respondent is subject to disciplinary action under section 2761, subdivision (a)(4) of  
14 the Code in that the State of Mississippi Board of Nursing ("Mississippi Board") disciplined  
Respondent's license to practice nursing in that state, as follows:

15 11. On or about July 29, 2011, the Mississippi Board approved and accepted the  
16 voluntary surrender of Respondent's license and privilege to practice nursing in that state in the  
17 disciplinary matter entitled *In the Matter of Mississippi License No. R-863095, issued to Lisa*  
18 *Ratliff Walker*. The circumstances underlying the disciplinary action by the Mississippi Board are  
19 that on or about April 27, 2010, the Mississippi Board made findings of fact, conclusions of law  
20 and issued a Final Order placing Respondent on probation for a minimum of sixty months with  
21 terms and conditions. The circumstances underlying the imposition of discipline by the  
22 Mississippi Board are that Respondent engaged in unprofessional conduct in that she was  
23 possessed, obtained, furnished or administered drugs. Specifically, on or about April 8, 2009,  
24 Respondent tested positive for morphine while working at Delta Regional Medical Center. As a  
25 result, Respondent was terminated from the facility.

26 12. On or about June 5, 2009, the Mississippi Board approved and accepted an Agreed  
27 Order placing Respondent's license on probation for twelve months, with terms and conditions, in  
28

1 the disciplinary matter entitled *In the Matter of Mississippi License No. R-863095. Issued to: Lisa*  
2 *Ratliff Walker*. The circumstances underlying the disciplinary action by the Board are that  
3 Respondent falsified or in a repeatedly negligent manner made incorrect entries or failed to make  
4 essential entries on records while working at St. Dominic/Jackson Memorial Hospital in Jackson,  
5 Mississippi.

6 **SECOND CAUSE FOR DISCIPLINE**

7 **(Unprofessional Conduct)**

8 13. Respondent is subject to disciplinary action under section 2761, subdivision (a)(4) of  
9 the Code on the grounds of unprofessional conduct in that Respondent possessed, obtained,  
10 furnished or administered drugs, tested positive for morphine while working at Delta Regional  
11 Medical Center and falsified or in a repeatedly negligent manner made incorrect entries or failed  
12 to make essential entries on records. The conduct is described in more particularity in paragraphs  
13 11 and 12 above, inclusive and hereby incorporated by reference.

14 **THIRD CAUSE FOR DISCIPLINE**

15 **(Drug Related Transgressions)**

16 14. Respondent is subject to disciplinary action under section 2761, subdivision (a) of the  
17 Code as defined by section 2762, subdivision (b) of the Code in that Respondent used morphine  
18 to an extent or in a manner dangerous or injurious to herself, others or the public. The  
19 transgressions are described in more particularity in paragraph 11 above, inclusive and hereby  
20 incorporated by reference.

21 15. Respondent is subject to disciplinary action under section 2761, subdivision (a) of the  
22 Code as defined in section 2762, subdivision (e) of the Code in that Respondent falsified or in a  
23 repeatedly negligent manner made incorrect entries or failed to make essential entries on records  
24 while working at St. Dominic/Jackson Memorial Hospital in Jackson, Mississippi. The  
25 transgressions are described in more particularity in paragraph 12 above, inclusive and hereby  
26 incorporated by reference.

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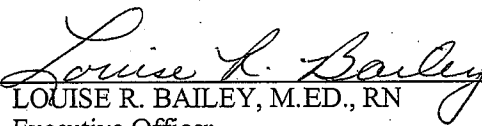
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**PRAYER**

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 739009, issued to Lisa Renee Walker aka Lisa Ratliff Walker;
2. Ordering Lisa Renee Walker aka Lisa Ratliff Walker to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED: September 27, 2012

  
LOUISE R. BAILEY, M.ED., RN  
Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
*Complainant*

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